

ORDINANCE NO. O-2005-35

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF BENTON,
STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED:

AN ORDINANCE ADOPTING THE INTERNATIONAL BUILDING, RESIDENTIAL,
MECHANICAL AND FIRE PREVENTION CODES (“INTERNATIONAL BUILDING
CODE”) ESTABLISHED BY THE INTERNATIONAL CODE COUNCIL AND AS
ADOPTED, AMENDED, AND REVISED BY THE STATE OF ARKANSAS AND
PROVIDING FOR THE ADOPTION OF THAT CODE BY REFERENCE HEREIN.

WHEREAS, Arkansas Code Ann. Section 14-14-909 provides that a county
Quorum Court may adopt by reference the provisions of any building codes, plumbing
codes, electrical wiring codes, health or sanitation codes, together with any other code
which embraces rules pertinent to a subject which is a proper local county affair; and

WHEREAS, Section 14-14-909 further provides that notice of the intent to adopt
a code by reference shall be published after the second reading and prior to final adoption
of the code; and

WHEREAS, Section 14-14-909 further provides that at least one (1) copy of the
code which is to be incorporated or adopted by reference shall be filed in the office of the
County Clerk and there kept available for public use, inspection, and examination; and

WHEREAS, Section 14-14-909 provides that the copy of the code shall be filed
with the County Clerk for a period of thirty (30) days prior to final adoption of the
ordinance which incorporates the code by reference; and

WHEREAS, the provisions contained in the International Building Code
constitute a compilation of rules prepared by technical trade association regarding
construction and fire prevention; and

WHEREAS, the Benton County’s “Regulations, Standards, and Specifications for
the Subdivision, Conveyance, Development and Improvement of Unincorporated Land in
Benton County, Arkansas”, (the “Bluebook”) provides that all commercial and industrial
development must meet or exceed the current Arkansas fire prevention and safety codes;
and

WHEREAS, Benton County and the Benton County Planning Department and
Planning Board desires to establish and adopt as its building code the International
Building Code established by the International Code Council;

